

65705 U.S. PTO
08/976294
11/21/97

PATENT
Attorney Docket No. 019743.0261

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

KENNETH R. WESTERLAGE, et al.

For: METHOD AND APPARATUS FOR DETERMINING TAX OF A
VEHICLE

Anticipated Classification of

this Application:

Class: 364, Subclass: 464.270

Prior Application:

Serial No.: 08/437,404

Filed: May 9, 1995

Examiner: E. Cosimano

Group: 2414

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. 1.10 and is addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on November 21, 1997.

Willie Jiles
Name
EM426630354US
Express Mail Cert. No.

Honorable Commissioner of
Patents and Trademarks
Washington, D.C. 20231

REQUEST FOR FILING CONTINUATION APPLICATION

UNDER 37 C.F.R. § 1.60

This is a request for filing a continuation application under 37 C.F.R. § 1.60 of pending U.S.

Application Serial No. 08/437,404, filed on May 9, 1995,
for "Method and Apparatus for Determining Tax of a
Vehicle," by the following named inventors:

Name: KENNETH R. WESTERLAGE
Address: 3605 Scranton Drive
Fort Worth, Texas 76118
Citizenship: U.S.A.

Name: WILLIAM C. KENNEDY III
Address: 9049 Church Road
Dallas, Texas 75231
Citizenship: U.S.A.

Name: WILLIAM L. HOAG
Address: 3035 Candlewick Lane
Farmers Branch, Texas 75234
Citizenship: U.S.A.

Enclosed is a copy of the prior application, including the Declaration and Power of Attorney and Verified Statement Claiming Small Entity Status, as filed in the prior application.

I hereby verify that the attached papers are a true copy of prior Application Serial No. 08/437,404 as originally filed on May 9, 1995, and further that this statement was made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

The filing fee is calculated below:

CLAIMS AS FILED IN THE PRIOR APPLICATION,
LESS ANY CLAIMS CANCELLED BY AMENDMENT BELOW
OR ADDED BY PRELIMINARY AMENDMENT

| For | Number Filed | Extra | Rate | Fee |
|-----------------------|-----------------|-------|------------|------------|
| Basic Fee..... | | | | \$395.00 |
| Total | | | | |
| Claims | 1 | -20 | = 0 x \$11 | = \$000.00 |
| Independent | | | | |
| Claims | 1 | -3 | = 1 x \$41 | = \$000.00 |
| TOTAL FILING FEE..... | | | | \$395.00 |

1. Enclosed is a check in the amount of \$395.00 in payment of the filing fee. The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 02-0384 of Baker & Botts, L.L.P. **A duplicate copy of this paper is enclosed.**

2. Cancel in this application original Claims 2-37, leaving Claim 1 to prosecute in this application, before calculating the filing fee.

3. Amend the Specification by inserting the following at Page 1, line 2:

CROSS REFERENCE TO RELATED APPLICATIONS

This application is a continuation of pending U.S. Application Serial No. 08/437,404 filed May 9, 1995 by Kenneth R. Westerlage, William C. Kennedy III and William

D. Clegg

L. Hoag entitled "Method and Apparatus for Determining Tax
of a Vehicle."--

4. Formal drawings are enclosed herewith.

5. The prior application is assigned of record to HIGHWAYMASTER COMMUNICATIONS, INC., a Delaware corporation, at reel 7588, frame 0936 in the U.S. Patent and Trademark Office records, and was recorded on August 14, 1995.

6. The Power of Attorney in the prior application is to:

Jerry W. Mills, Reg. No. 23,005
Robert M. Chiaviello, Jr., Reg. No. 32,461
Ann C. Livingston, Reg. No. 32,479
William N. Hulsey III, Reg. No. 33,402
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Thomas R. Felger, Reg. No. 28,842
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James Remenick, Reg. No. 36,902
Charles B. Lobsenz, Reg. No. 36,857
Christopher C. Campbell, Reg. No. 37,291
Jay B. Johnson, Reg. No. 38,193

The power appears in the original papers in the prior application.

7. An Appointment of Associate Attorneys is enclosed.

8. Please address all future communications to:

Barton E. Showalter, Esq.

BAKER & BOTTS, L.L.P.

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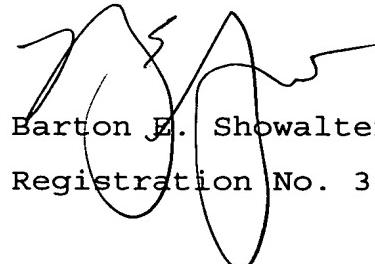
214/953-6509

Early and favorable acceptance of this continuation application is respectfully requested.

Respectfully submitted,

BAKER & BOTTS, L.L.P.

Attorneys for Applicant


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